

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

IN RE: Steven Tullius	§	CASE NO. 11-30381
	§	
Debtor	§	CHAPTER 13

MOTION TO DISMISS MISFILED CASE

TO THE HONORABLE U.S. BANKRUPTCY JUDGE:

Comes now, Steven Tullius, Debtor herein, by and through his attorneys of record, Watson & Maynez, P.C. and file this Motion to Dismiss Misfiled Case and in support would show as follows:

Debtor filed their petition for bankruptcy electronically on February 28, 2011. During the filing process of the present case, a mistake was discovered and the undersigned counsel by and through his support staff attempted to abort the filing process. However, the present case was generated.

A second electronic filing process was undertaken, resulting in a duplicate case under Case Number 11-30382.

Debtor moves to dismiss the first and present case as misfiled.

Debtor moves for the court to make orders that the present case shall not constitute a prior pending case under 11U.S.C. §362(c) (3) (B) as it regards Case Number 11-30382 which was filed on the same day and is currently pending before the Court.

Debtor prays for such other and further relief as is just.

Respectfully Submitted,

WATSON AND MAYNEZ, P.C.
1123 E. Rio Grande Ave.
El Paso, TX 79902
(915) 562-4357 Tel.

Fax: (866) 201-0967

By: /s/ Matt Watson

Matt Watson

State Bar No. 24028878

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
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CHAPTER **13**

Certificate of Service

I hereby certify that as of the date of filing the attached document, I have mailed/delivered a true and correct copy of the foregoing instrument to each party listed herein.

Date: **3/1/2011**

/s/ Matt Watson

Matt Watson

Attorney for the Debtor(s)

Advanta Bank Corp
xxxxxxxxxxxx3146
Po Box 844
Spring House, PA 19477

American Honda Finance
xxxx6752
PO Box 168088
Irving, TX 75016

Citi Financial Mortgage
xxxxxxxxxxxx3842
Attention: Bankruptcy Department
PO Box 140069
Irving, TX 75014

Afni, Inc.
xxxxxx1682
Attn: DP Recovery Support
PO Box 3427
Bloomington, IL 61702

Bank Of America
xxxxxxxx7466
4161 Piedmont Parkway
Greensboro, NC 27410

Citibank Sd, Na
xxxxxxxxxxxx8001
Attn: Centralized Bankruptcy
PO Box 20507
Kansas City, MO 64195

ALLTEL COMMUNICATIONS
1 ALLIED DRIVE B4F03
LITTLE ROCK, AR 72202

Bennett Law
10542 South Jordan Gateway, Ste. 200
South Jordan, Utah 84095

Citimortgage Inc
xxxxxx2739
Po Box 9438
Gaithersburg, MD 20898

American Express
xxxxxxxxxxxx9483
c/o Becket and Lee LLP
PO Box 3001
Malvern, PA 19355

C2C Resources, LLC
xxxx-xx2446
Perimeter Center East
Atlanta, GA 30346

COFASE Collection North America
PO Box 8510
Metairie LA 70011

American Express
xxxx-xxxxx-x1006
P.O. Box 26312
Lehigh Valley, PA 18002

CBE Group
xxxxxx6682
131 Tower Park Dr Suite 1
Waterloo, IA 50702

Consecofin
xxxxxxxxxxxx0011
1400 Turbine Drive
Rapid City, SD 57701

American General Finan
xxxxxxxxxxxx5304
1506 N Lee Trevino Dr St
El Paso, TX 79936

Chase
xxxxxxxxxxxx9280
Po Box 15298
Wilmington, DE 19850

Credit Clearing House, Inc
xxxxxxx5893
925 Westchester Ave Suite 101
White Plains, NY 10604

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
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IN RE: **Stephen Patrick Tullius**

CASE NO. **11-30381**

CHAPTER **13**

Certificate of Service

(Continuation Sheet #1)

DCS
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El Paso, TX 79901

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xxxxxxx6108
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Atlanta, GA 30353-0970

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El Paso, Tx 79902

Gemb/jcp
xxxxxxxxxxx4611
Attention: Bankruptcy
PO Box 103104
Roswell, GA 30076

LTD Financial Services, L.P.
xxxxx5620
7322 Southwest Freeway, Ste. 1600
Houston, TX 77074

El Paso Tax Assessor-Collector
2 Civic Center Plaza, RM 123A
El Paso, Texas 79901

Hold Babington Mynatt PC
PO Box 2699
Las Cruces, NM 88004

LTD Financial Services, L.P.
xxxxx5621
7322 Southwest Freeway, Ste. 1600
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First Data
xxxxxxx5000
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Melville, NY 11747

John Tullius
965 Celum Rd.
Clint, TX 79836

LVNV Funding, LLC
P.O. Box 10584
Greenville, SC 29603

First Federal Bank
7015 N. Mesa
El Paso, TX 79912

Larry Long
P.O. Box 44, Route 23
Marengo, IL 60152

Mortgage Service Cente
xxxxxxx3759
Attn: Bankruptcy
2001 Bishops Gate Blvd
Mt Laurel, NJ 08054

Flr Solution
xxxxxxxxxxx8590
800 Walnut Street
Des Moines, IA 50309

Law Office of Michael R Nevarez
PO Box 920786
El Paso, TX 79902

Mortgage Service Cente
xxxxxxx0144
Attn: Bankruptcy
2001 Bishops Gate Blvd
Mt Laurel, NJ 08054

Forbes & Forbes
x2365
711 Myrtle
El Paso, TX 79901

LINEBARGER GOGGAN BLAIR &
SAMPSON L.L.P.
711 NAVARRO, STE. 300
SAN ANTONIO, TX 78205

Mounce, Green, Myers, SAFI, Paxson
& Gal
100 N. Stanton Suite 1700
El Paso, TX 79901

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Certificate of Service

(Continuation Sheet #2)

Pablo Contreras
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El Paso, TX 79907

RMS
xxxxxx2495
4836 Breckville Road
P.O. Box 539
Richfield, OH 44286

Pella Windows and Doors
xxxxxxME01
3700 Rutledge NE
Albuquerque, NM 87109

State Natl Bk Of West
xxxx7241
100 North Main Street
West, TX 76691

PRO Consulting Services, INC
xxxxxxxxxxxx0487
P.O. BOX 66768
Houston, TX 77266

Stephen Patrick Tullius
7840 Pecan Court
El Paso, TX 79915

Pronto Mortgage, LLC
3737 Gateway Blvd.
El Paso, TX 79903

Valentine & Kebartas, INC
xxxxxxxxxx-xx-8112
P.O. BOX 325
Lawrence, MA 01842

Quirino Santillano
8454 Island Circle
Fort Worth, TX 76173

Vengroff, Williams & Assoc
PO Box 4155
Sarasota, FL 34230

Rene Mier
156 Cherry Street
El Paso, TX 79915

Wffinancial
xxxxxxxxxxxx1354
800 Walnut St
Des Moines, IA 50309

Richard Moore
4562 Kingwood Drive, #E165
Kingwood, TX 77345

Wffnatbank
xxxxxx5791
Bankruptcy
4137 121st St
Urbandale, IA 50323